



## UNITED STATES DEPARTMENT OF COMMERCE Patent and Trademark Office

BARRY EVANS NHITTMAN BREED ARBOTT & MORGAN 200 PARK AVE NEW YORK NV TU166  NOTICE TO FILE MISSING PARTS OF APPLICATION Filing Date Granted  An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing, Ap is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required hems and pay fees required below to a signal than a signal to the application. The items indicated below, however, are missing, Ap is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required hems and pay fees required below to a signal than a signal to the application. The items indicated below, however, are missing, Ap is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required hems and pay fees required below to a signal than a signal than a signal than a signal to the application. The items indicated below, however, are missing, Ap is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required hems and pay fees required below to a signal required terms and pay fees required the signal entity, must also be timely submitted in reply to this NI to evoid abandonment.  If all required terms on this form are filled within the period self-give's, the total amount owed by applicant as a  amail entity detartement filled of non-small entity is \$  and institute of the statutory basic filling fee and/or file a small entity is terms in the statutory basic filling fee and/or file a small entity is terms.  Applicant must either submit the additional claim fees of \$  for dependent claims over 3.  for	ranga da sa	APPLICATION NUMBER	TELLINGIE BEET DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO /TITLE
BARRY EVANS WHITTMAN BREED ABBOTT & MORGAN 200 PARK AVE NEW YORK NY 10166  NOTICE TO FILE MISSING PARTS OF APPLICATION Filing Date Granted  An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Ap is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay fees required below to abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 3.  1.136(a) If a ser indicated as a missing, the SUNCHARGE set forth in 37 file, 16) of \$6.00 for a entity in compliance with 37 CFR 1.27, or ID \$130.00 for a non-small entity, must also be timely submitted in reply to this Nt to avoid abandonment.  If all required items on this form applied within the period set above, the total amount owed by applicant as a missing.  In the statutory basic filing fee is: Insufficient.  Applicant must submit \$\sum_{\text{insufficient}}\$ to complete the basic filing fee and/or file a small entity statement claim such status (37 CFR 1.27).  2. Additional claim fees of \$\sum_{\text{insufficient}}\$ including any multiple dependent claims for which fees are due.  3. The oath or declaration:    for		09/099/048	06/17/98 NACAMUL	L. İ	L. วิเห็พรอกอง
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☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)). ☐ 7. Your filing receipt was mailed in error because your check was returned without payment. ☐ 8. The application does not comply with the Sequence Rules. 1/04/1998 see anti-critic World's to Comply with Sequence Rules 37 CFR 1.821-1.825."		An oath or declaration in	compliance with 37 CFR 1.63 lis	iting the names of all inventor cation Number and Filing Dat	s and signed by the omitted a
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A copy of this notice MUST be returned with the reply.

Direct the reply and any questions about this notice to "Attention Box Missing Parts."

Customer Service Center Initial Patent Examination Division (703) 308-1202

· Sector #



PATENT KM39091-70

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s)

: Nacamulli et al.

Serial No.

: 09/099,048

Reissue of

U.S. Patent No. 5,527,710

Filed

June 17, 1998

For

RATE MEASUREMENTS OF BIOMOLECULAR

REACTANTS USING ELECTROCHEMILUMINESCENCE

Group Art Unit

1641

:

Examiner

Not Yet Assigned

200 Park Avenue

New York, New York 10166

I hereby certify that his correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on October 29, 1998

Pamela C. Ancona, Reg. No. 41,494

Name of Applicant, Assignee or Registered

Representativy

mela C: 4

Signature

October 29, 1998

Date of Signature

## COMMUNICATION IN RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

Assistant Commissioner for Patents Washington, D.C. 20231

sir:

In response to the Notice to File Missing Parts of Application dated July 29, 1998, with the term for reply extended

y438094.pcakm3909170

- one (1) month by the accompanying Petition for Extension of Time, enclosed please find the following:
- (a) The surcharge fee of \$65.00 for a non-small entity as set forth in 37 C.F.R. § 1.16(e); and
- (b) A copy of the concurrently filed Petition to Suspend the Rules requiring the signature of all joint inventors on a Declaration and Power of Attorney, and copies of the supporting materials for the Petition to Suspend the Rules, including materials documenting the undersigned's unsuccessful attempts to contact Laurette Nacamulli, a joint inventor of the above-identified reissue application, in order to obtain her signature on the Declaration and Power of Attorney.

The Examiner has indicated that the surcharge for a non-small entity is required. However, the present application is assigned to a small entity, as evidenced by the Verified Statement Claiming Small Entity Status filed in the parent application Serial No. 08/347,984, now U.S. Patent No. 5,527,710. Thus, Applicants have submitted the surcharge fee for a small entity.

PATENT KM39091-70

The Commissioner is hereby authorized to charge any deficiency or credit any overpayment in connection with this Communication to Deposit Account No. 50-0297.

Respectfully submitted,

WHITMAN BREED ABBOTT & MORGAN, LLP Attorneys for Applicants

By:

Barry Evans

Reg. No. 22,802 John E. Boyd

Reg. No. 38,055

Pamela C. Ancona

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